

<sup>1</sup> On June 17, 2019, Andrew Saul became the Commissioner of Social Security (“Commissioner”) and is automatically substituted as a party pursuant to Federal Rule of Civil Procedure 25(d).

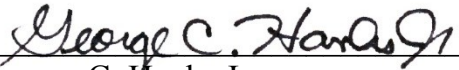
Based on the pleadings, the record and the applicable law, the Court finds that there is no plain error apparent from the face of the record. Accordingly, it is hereby

**ORDERED AND ADJUDGED** that:

- (1) Judge Edison's Memorandum and Recommendation (Dkt. 24) is **APPROVED AND ADOPTED** in its entirety as the holding of the Court;
- (2) Plaintiff Mark Paul Kirkpatrick's Petition to Obtain Approval of a Fee for Representing a Social Security Claimant (Dkt. 23) is **GRANTED**; and
- (3) Kirkpatrick's counsel is awarded \$15,609.37 in attorney's fees out of Kirkpatrick's past-due benefits pursuant to Section 406(b). Kirkpatrick's counsel is ordered to refund the Equal Access to Justice Act award in the amount of \$3,345.54 directly to Kirkpatrick.

It is so **ORDERED**.

SIGNED at Galveston, Texas, this 8th day of July, 2019.

  
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George C. Hanks Jr.  
United States District Judge